

California MEDICAL ASSOCIATION

NOTICES & REPORTS

Council Meeting Minutes

Tentative Draft: Minutes of the 412th and 413th Meetings of the Council, April 30 to May 4, 1955, Sheraton-Palace Hotel, San Francisco.

412th Meeting

The meeting was called to order by Chairman Lum in the California Room, Sheraton-Palace Hotel, San Francisco, at 9:30 a.m., Saturday, April 30, 1955.

Roll Call:

Present were President Morrison, President-elect Shipman, Speaker Charnock, Vice-Speaker Bailey, Editor Wilbur and Councilors West, Wheeler, Loos, Sampson, Pearman, Randel, Ray, Sherman, Lum, Bostick, Teall, Frees, Kirchner, Reynolds, Varden and Heron.

Absent for cause, Secretary Daniels.

A quorum present and acting.

Present by invitation during all or a part of the meeting were Messrs. Hunton, Clancy, Thomas and Gillette of C.M.A. staff; legal counsel Hassard; health insurance consultant Waterson; Mr. Ben Read and Mr. Eugene Salisbury of the Public Health League of California; county society executive secretaries Scheuber of Alameda-Contra Costa, Jensen of Fresno, Geisert of Kern, Pettis of Los Angeles, Bannister of Orange, Marvin of Riverside, Foster of Sacramento, Nute of San Diego, Neick of San Francisco, Thompson of San Joaquin, Wood of San Mateo, Donovan of Santa Clara and DeVere of Stanislaus; Dr. Malcolm H. Merrill, State Director of Public Health; Dr. Joseph W. Sadusk, Jr., Dr. Francis J. Cox, Mr. K. L. Hamman, Mr. Paolini and Dr. A. E. Larsen of California Physicians' Service; Mr. Ed Colvin of Santa Clara County Medical Society; and Drs. Dan O. Kilroy, John W. Green, James C. Doyle, Russel V. Lee, C. L. Stealy, Thomas Elmendorf, Bradley C. Brownson, John W. Cline, Ian Macdonald, John R. Upton, Wayne Pollock, Donald Cass, E. C. Rosenow, Jr., R. S. Kneeshaw,

S. J. McClendon, E. E. Wadsworth, Jr., and Messrs. Robert Huber of legal staff and Fred O. Field, legal counsel to the Los Angeles County Medical Association.

1. Minutes for Approval:

(a) On motion duly made and seconded, minutes of the 411th Council meeting, held April 2, 1955, were approved.

(b) On motion duly made and seconded, minutes of the 249th Executive Committee meeting, held April 13, 1955, were approved.

2. Membership:

(a) A report of membership as of April 28, 1955, was received and ordered filed.

(b) On motion duly made and seconded, 1,300 members whose dues had become delinquent but who had subsequently paid such dues, were voted reinstatement to active membership.

(c) On motion duly made and seconded in each instance, 21 applicants were voted Associate Membership. These were:

Edward W. Wilson, Alameda-Contra Costa County; Adele R. Eiler, David C. Fainer, Sydney M. Finegold, Samuel H. Fritz, David B. Hinshaw, Albert Labin, Phil R. Manning, and Charles F. Sebastian, Los Angeles County; Harry Miller, Riverside County; Gordon Mannerstedt, Sacra-

SIDNEY J. SHIPMAN, M.D.	President
DONALD A. CHARNOCK, M.D.	President-Elect
JAMES C. DOYLE, M.D.	Speaker
PAUL D. FOSTER, M.D.	Vice-Speaker
DONALD D. LUM, M.D.	Council Chairman
ALBERT C. DANIELS, M.D.	Secretary-Treasurer
IVAN C. HERON, M.D.	Chairman, Executive Committee
DWIGHT L. WILBUR, M.D.	Editor
JOHN HUNTON	Executive Secretary
General Office, 450 Sutter Street, San Francisco 8	
ED CLANCY	Director of Public Relations
Southern California Office:	
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mento County; Irene C. Ellis, San Francisco County; Elmer M. Bingham, Eugene Minard, Clare N. Reese, Jack L. Williams, San Joaquin County; Peter J. Guzovich, Robert Hall, Bernard F. Hansen, Fred W. Tempey, Jr., Santa Clara County; William Vandeventer, Stanislaus County.

(d) On motion duly made and seconded in each instance, seven applicants were elected to Retired Membership. These were:

William A. Kellogg, John W. Nevius, Los Angeles County; Bartholomew Gattuccio, R. T. Glycer, John Hunt Shephard, Edward B. Towne, Santa Clara County; Robert B. Dempsey, Solano County.

(e) On motion duly made and seconded in each instance, reductions of dues were voted for 12 applicants because of prolonged illness or postgraduate study.

(f) Report was made on a county society disciplinary case, where the society had requested appointment of a referee but where the charges had subsequently been withdrawn.

3. *Financial:*

(a) A report of bank balances as of April 28, 1955, was received and ordered filed.

(b) A budget for the 1955-56 fiscal year was presented by Dr. Ivan C. Heron, chairman of the Auditing Committee. On motion duly made and seconded, it was voted to approve this budget for submission to the House of Delegates, with the exception of items covering the work of health insurance consultants and funds for medical education. At recessed meetings it was duly moved, seconded and voted to approve the proposed budget of \$48,000 for health insurance consultants and \$130,000 for a contribution to medical education, the budget showing dues for calendar 1956 at \$50 per active member.

4. *Report of the Council:*

Discussion was held on the report of the Council to the House of Delegates and Mr. Hassard brought before the Council the proposed amendments to the Constitution and By-Laws to establish the Benevolence Fund as a nonprofit corporation. On motion duly made and seconded, it was voted to introduce these proposed amendments before the House of Delegates in behalf of the Council.

5. *Public Relations:*

Mr. Clancy discussed the unfortunate turn of events in regard to the newly-introduced poliomyelitis vaccine and reported on the steps taken in several areas to handle the public relations situation. On motion duly made and seconded, it was voted to prepare an appropriate statement relative to the

introduction of new and important biologicals and therapeutic agents through appropriate scientific channels.

Mr. Clancy also reported on meetings of medical students held in San Francisco and Los Angeles on April 17 and April 24, to which a fine reaction had been observed. Several members of the Council commented favorably on these meetings and urged their continuance.

6. *Medical Services Commission:*

Dr. Carey reported on the development of two standardized claims forms for use in health insurance cases, one for individual contract holders and one for members of groups. It was stated that the insurance carriers, acting through the Health Insurance Council, had approved these forms and were considering distributing them. It was regularly moved, seconded and voted to approve these forms. At a recessed meeting, it was moved, seconded and voted to take no direct action on distributing these forms until further word is received on the plans of the carriers for such distribution.

Dr. Carey also discussed the inquiry already made into the feasibility of providing ambulatory medical care for indigents through California Physicians' Service. He requested the Council to urge the Trustees of C.P.S. to investigate the feasibility of such a service where the appropriate county medical society approved. On motion duly made and seconded, it was voted to approve this request. Dr. West asked that his negative vote be recorded.

7. *Medical Education:*

Dr. John W. Green reported that the American Medical Education Foundation had raised \$1,500,000 in 1954 and was setting its goal at \$2,000,000 for 1955. He urged that the Association participate in this campaign.

On motion duly made and seconded, with an amendment duly made and seconded, it was voted (13 to 5) that the 1956 membership dues be increased by \$10 per active member and that the funds thus raised be contributed to medical schools which are not primarily tax-supported.

8. *State Department of Public Health:*

Dr. Malcolm H. Merrill, State Director of Public Health, reported on the poliomyelitis vaccine situation and suggested that elective surgery, especially tonsils and adenoids surgery, be deferred at least three weeks. He stated that 15 polio cases had developed in California to date following the mass inoculation programs; he also gave statistics from other states which indicated that about one case of poliomyelitis might be expected in each 5,000 inoculations.

Dr. Merrill was tendered the commendation of the Council for the prompt and vigorous measures taken by his department in this situation.

9. *California Physicians' Service:*

Mr. K. L. Hamman reported a beneficiary membership of 700,096 and a physician membership for C.P.S. of 12,256 as of March 31, 1955, representing gains of 11 per cent and 6.7 per cent, respectively, in the past year. He also reported that annual gross income for that year was up about 14.5 per cent at more than \$26,762,000.

Mr. Hamman also reported that the new C.P.S. contracts are now in force and that 28 counties had approved the proposed \$6,000 income ceiling. A new contract has been agreed upon with the Veterans Administration, under which payments to physicians will show about a 19 per cent increase over present fee payments.

Dr. Sherman reported that the San Francisco Medical Society had requested the Council to consider the problem of C.P.S. fees representing the total fee where the beneficiary member has additional insurance coverage. On motion duly made and seconded, it was voted to refer this matter to the Medical Services Commission for study.

10. *Medical Services Commission:*

Dr. Carey read the report of the Medical Services Commission which was to be presented to the House of Delegates. On motion duly made and seconded, the report was approved.

11. *Committee on Industrial Accident Commission:*

Dr. Cox reported on the publication of an article on "The Physicians' Role in Industrial Accident Cases" and suggested that new members of the Association be supplied with copies of this article for reference purposes.

Dr. Cox also recommended that the Association purchase four dynamometers for use by medical examiners of the Industrial Accident Commission in a study of a standardized method of grip measurement. On motion duly made and seconded, it was voted to purchase four such devices at a cost of \$180 to further this study.

12. *Legislation:*

Drs. Russel V. Lee and C. L. Stealy and Mr. Hassard discussed Assembly Bill No. 3025, dealing with group and clinic practice, and Business and Professional Code, Section 2393, portions of which Drs. Lee and Stealy found objectionable in the light of the type of practice carried on by their respective groups. Mr. Hassard presented a resolution which the Council had requested earlier, specifying the Association's acceptance of group practice, *per se*, which reads as follows:

WHEREAS, Questions have arisen as to the attitude of the California Medical Association toward the group practice of medicine; and

WHEREAS, Accordingly it appears to be timely and desirable for the Council of the California Medical Association to express itself upon the subject; now, therefore, be it

Resolved, That in the opinion of the Council of the California Medical Association the practice of medicine by physicians in the group form is, under proper conditions, both lawful and ethical; and be it further

Resolved, That such practice is lawful when carried on in conformance with the Medical Practice Act, and ethical when the group and its participating physicians subscribe to and abide by each and all of the Principles of Medical Ethics, including those principles that prohibit advertising or solicitation of patients, denial of free choice of physician, lay control, or rendition of medical services under conditions that do not permit the highest quality of medical services; and be it further

Resolved, That the decision of whether to practice singly or in the group form is a matter for the individual judgment of each practicing physician, and the California Medical Association takes no position of advocacy as to the form of practice selected by its members.

On motion duly made and seconded, this resolution was approved.

On motion duly made and seconded, it was voted to authorize the chairman to appoint a committee to consider the group practice situation and to report back to a later meeting.

13. *Health Insurance:*

Mr. Waterson suggested a program for the coming year designed to produce guides for county medical societies to follow in fostering improved physician-patient relationships. Dr. Bradley Brownson of San Mateo County urged that this program be approved.

Executive Session:

At this point it was regularly moved, seconded and voted to go into executive session, the Council rising therefrom for the luncheon recess.

14. *Public Policy and Legislation:*

(a) Dr. Dwight H. Murray, chairman of the Committee on Public Policy and Legislation, tendered his resignation as chairman and a member of that committee and suggested that Dr. Dan O. Kilroy, a member of the committee, be made chairman. Dr. Murray was tendered the profound thanks of the Council for his committee work for the past 15 years.

(b) Dr. Bernard L. Diamond, representing the three regional psychiatric societies of the state, requested the support of the Association for Assembly Bill 1159, which would establish a system of community or county mental health centers. He also urged a closer liaison between the Association and the psychiatric societies on legislative matters.

It was reported that several communications had been received in support of AB 1159; these were read and referred to the Committee on Public Policy and Legislation.

On motion duly made and seconded, the matter of this proposed legislation was referred to the Executive Committee for further study.

15. *Committee on Malpractice Insurance:*

Dr. Joseph L. Sadusk, Jr., chairman of the Committee on Malpractice Insurance, discussed a proposal to investigate the possibility of establishing a statewide malpractice insurance program. He asked a budget of \$19,000 for the coming year, of which \$12,000 would be for the retention of a part-time executive secretary for the committee, \$2,000 for expenses of an actuary and \$5,000 for travel, meeting and incidental expenses.

On motion duly made and seconded, the report and the budget were approved.

16. *Professional Group on Medical Electronics:*

Dr. Lee B. Lusted of the Department of Radiology, University of California Medical School, gave an informative report to the Council on the Professional Group on Medical Electronics, reporting this as a form on electronics where physicians and engineers could cooperate. Recognition for the group will be sought later.

17. *Association Committees:*

Dr. Morrison presented a proposed reorganization plan for all Association committees, together with By-Law amendments needed to put the plan into effect. After considerable discussion, it was regularly moved, seconded and voted to approve this plan and to introduce the By-Law amendments into the House of Delegates.

18. *Section on Orthopedics:*

Dr. Francis E. West reported that By-Law amendments to create a new section on Orthopedics would be introduced into the House of Delegates by representatives of that specialty.

19. *California Medicine:*

Mr. Hunton presented a resolution proposed by the Advertising Committee of CALIFORNIA MEDICINE, seeking support for a change of name of Poliomyelitis Immune Globulin (Human) to its earlier designation of Immune Globulin (Human) in order

to eliminate the misleading character of the present nomenclature. On motion duly made and seconded, it was voted to introduce this resolution into the House of Delegates in behalf of the Council.

Recess:

At this point, 6:10 p.m., the meeting was recessed until 7:30 a.m., Sunday, May 1, 1955.

Reconvention:

The meeting was reconvened at 7:30 a.m., Sunday, May 1, 1955, in the California Room, Sheraton-Palace Hotel, San Francisco. A quorum present and acting.

20. *Los Angeles County Medical Association:*

Dr. Ben Frees requested approval of proposed state legislation by which the Los Angeles County Medical Association might secure a beverage license which is currently denied for technical reasons. On motion duly made and seconded, it was voted to approve the introduction of such legislation.

21. *Cancer Commission:*

Drs. Ian Macdonald and John W. Cline requested an amendment to the proposed committee reorganization plan, under which the Cancer Commission would be established as a commission reporting directly to the Council. On motion duly made and seconded, it was voted to approve this request and to make the needed changes in the By-Law amendments to be introduced into the House of Delegates.

Recess:

Prior to recessing at 9:08 a.m., the chairman announced the committee to study the clinic laws as Dr. Bostick, chairman, and Drs. Ray, Varden, Bailey and Sherman, members.

The recess was called until 7:30 a.m., Monday, May 2, 1955.

Reconvention:

The meeting was reconvened at 7:30 a.m. Monday, May 2, 1955, in the California Room of the Sheraton-Palace Hotel, San Francisco. A quorum present and acting.

22. *Blood Bank Commission:*

Dr. John R. Upton, chairman of the Blood Bank Commission, requested the Council not to reduce materially the number of members of the Blood Bank Commission and not to specify that all such members be Doctors of Medicine.

Dr. Upton also asked the Council to approve the furthering of efforts to investigate the establishment of tissue banks within the blood bank structure; if such tissue banks prove to be feasible and are approved by the Council, he asked permission to seek Association funds for their support.

Dr. Upton also asked the Council to approve a statement to be forwarded to the five participating members of the National Blood Foundation (American Medical Association, American Hospital Association, American Association of Blood Banks, American Society of Clinical Pathologists and American National Red Cross) urging that the replacement of blood in the national program not be specified on a unit-for-unit basis but be left to local determination. On motion duly made and seconded, it was voted to approve this statement.

23. *Public Relations:*

Dr. Ben Frees and Dr. James Regan, the latter chairman of the Television Committee of the Los Angeles County Medical Association, requested the continuation until August 8, 1955, of the support being given to the production of a television series sponsored by the Los Angeles County Medical Association. On motion duly made and seconded, it was voted to continue for three months from May 9, 1955, the support of a maximum of \$500 monthly provided by the Association.

Recess:

At this point, 9:20 a.m., the meeting was declared in recess until 7:30 a.m., Tuesday, May 3, 1955.

Reconvention:

The meeting was reconvened at 7:30 a.m., Tuesday, May 3, 1955, in the California Room, Sheraton-Palace Hotel, San Francisco. A quorum present and acting.

24. *Place of 1956 Annual Session:*

On motion duly made and seconded, it was voted to hold the 1956 Annual Session in Los Angeles the first week of May.

Recess:

At this point, 9:00 a.m., the meeting was declared recessed until 7:30 a.m., Wednesday, May 4, 1955.

Reconvention:

The meeting was reconvened at 7:30 a.m., Wednesday, May 4, 1955, in the California Room of the Sheraton-Palace Hotel, San Francisco. A quorum present and acting.

25. *Committee on Clinic Licensing Laws:*

Dr. Bostick reported for the committee that amendments to the Medical Practice Act be approved to provide permission for the use of such words as "group," "Clinic," and "medical center" if the users of such terms secure an annual permit from the Board of Medical Examiners. On motion duly made and seconded, the committee's report was approved and the committee instructed to continue functioning.

26. *Statement on Poliomyelitis Vaccine:*

A proposed statement on the manner in which the Salk antipoliomyelitis vaccine has been introduced was discussed and, on motion duly made and seconded, it was voted to table this statement temporarily.

Adjournment:

Prior to adjournment of the meeting, Councilors Ray, Frees and Sampson announced their retirement from the Council and introduced Drs. McPharlin, Rosenow and Wadsworth, their successors. The Council expressed its thanks to the retiring Councilors for their services in behalf of the Association.

There being no further business to come before it, the meeting was adjourned at 9:15 a.m.

DONALD D. LUM, M.D., *Chairman*

SIDNEY J. SHIPMAN, M.D., *Acting Secretary*

413th Meeting

The meeting was called to order by Chairman Lum at 12:15 p.m., Wednesday, May 4, 1955, in the California Room of the Sheraton-Palace Hotel, San Francisco.

Roll Call:

Present were President Shipman, President-elect Charnock, Speaker Doyle, Vice-Speaker Foster, Councilors West, Wheeler, Loos, Wadsworth, Pearman, Randel, McPharlin, Sherman, Lum, Bostick, Teall, Rosenow, Carey, Kirchner, Reynolds, Varden and Heron, and Editor Wilbur.

A quorum present and acting.

Present by invitation were Messrs. Hunton, Clancy and Gillette of C.M.A. staff; legal counsel Hassard.

1. *Election of Council Officers:*

On nomination duly made and seconded, it was unanimously voted to elect Dr. Donald D. Lum as chairman.

On nomination duly made and seconded, Dr. Ivan C. Heron was unanimously elected vice-chairman.

2. *Appointments:*

On nominations duly made and seconded in each instance, the following appointments were unanimously voted:

Secretary-Treasurer, Albert C. Daniels, M.D.; Editor, Dwight L. Wilbur, M.D.; Executive Secretary, John Hunton; Members Auditing Committee, confirming appointments by chairman Ivan C. Heron, chairman, T. Eric Reynolds, Samuel R. Sherman; Trustees of California Physicians' Service, Ivan C. Heron, Henry A. Randel, T. Eric Reynolds.

3. Amendments to Clinic Licensing Law:

On motion duly made and seconded, it was voted to refer to the Legislative Committee the suggested amendments to the Medical Practice Act relating to clinic licensing.

Recess:

At this point, 1:10 p.m., the meeting was declared in recess until 4:30 p.m., Wednesday, May 4, 1955.

Reconvention:

The meeting was reconvened in the California Room, Sheraton-Palace Hotel, San Francisco, on Wednesday, May 4, 1955, at 4:30 p.m. A quorum present and acting.

5. Statement on Poliomyelitis Vaccine:

Discussion was held on a proposed statement relative to the manner of introduction of the Salk anti-poliomyelitis vaccine. After considerable discussion and several revisions, it was duly moved, seconded and voted to approve this statement, for distribution only to professional quarters, with a condensed statement to be released publicly.

Adjournment:

There being no further business to come before it, the meeting was adjourned at 5:30 p.m.

DONALD D. LUM, M.D., *Chairman*

SIDNEY J. SHIPMAN, M.D., *Acting Secretary*

Executive Committee Minutes

Tentative Draft: Minutes of the 250th Meeting of the Executive Committee, San Francisco, Sheraton-Palace Hotel, May 4, 1955.

The meeting was called to order by Chairman Heron at 5:35 p.m., Wednesday, May 4, 1955, in the California Room of the Sheraton-Palace Hotel, San Francisco.

Roll Call:

Present were President Shipman, President-elect Charnock, Speaker Doyle, Council Chairman Lum, Auditing Committee Chairman Heron, and Editor Wilbur.

Present by invitation was legal counsel Hassard.

A quorum present and acting.

1. Election of Chairman:

On nomination duly made and seconded, Dr. Ivan C. Heron was unanimously elected chairman of the committee.

Adjournment:

There being no further business to come before it, the meeting was adjourned at 5:40 p.m.

IVAN C. HERON, M.D., *Chairman*

SIDNEY J. SHIPMAN, M.D., *Acting Secretary*

In Memoriam

COODLEY, OSCAR. Died in Los Angeles, May 13, 1955, aged 60, of coronary occlusion. Graduate of the College of Physicians and Surgeons, Los Angeles, 1917. Licensed in California in 1917. Doctor Coodley was a retired member of the Los Angeles County Medical Association, the California Medical Association, and an associate member of the American Medical Association.



DAVID, JAMES C. Died in San Jose, May 21, 1955, aged 45. Graduate of Northwestern University Medical School, Chicago, Illinois, 1949. Licensed in California in 1951. Doctor David was a member of the Santa Clara County Medical Society.



JORDAN, PETER A. Died in San Jose, June 1, 1955, aged 84. Graduate of Jefferson Medical College of Philadelphia, Pennsylvania, 1901. Licensed in California in 1903. Doctor Jordan was a retired member of the Santa Clara County Medical Society, the California Medical Association, and an associate member of the American Medical Association.



KRAVETZ, IRWIN. Died April 22, 1955, aged 42. Graduate of New York University College of Medicine, New York, 1938. Licensed in California in 1947. Doctor Kravetz was a member of the Los Angeles County Medical Association.

LAWSON, THEODORE C. Died in Oakland, May 13, 1955, aged 59, of infarct left lung, thrombosis, left auricular appendage. Graduate of Harvard Medical School, Boston, Massachusetts, 1923. Licensed in California in 1925. Doctor Lawson was a member of the Alameda-Contra Costa Medical Association.



RIVIN, HENRY A. Died in Three Rivers, May 22, 1955, aged 59, of coronary artery disease. Graduate of Jefferson Medical College of Philadelphia, Pennsylvania, 1919. Licensed in California in 1922. Doctor Rivin was a member of the Kern County Medical Society.



SAVAGE, PHILIP M. Died in East Highlands, June 1, 1955, aged 74, of carcinoma metastatic from the prostate. Graduate of the Cooper Medical College, San Francisco, 1907. Licensed in California in 1907. Doctor Savage was a member of the San Bernardino County Medical Society, a life member of the California Medical Association, and an associate member of the American Medical Association.



TURKEL, A. WILLIAM. Died in San Francisco, May 21, 1955, aged 47, of coronary occlusion. Graduate of the University of Southern California School of Medicine, Los Angeles, 1937. Licensed in California in 1937. Doctor Turkel was a member of the San Francisco Medical Society.